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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2612

IFW
AF 18
PATENT
0378-0361P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Atsuhiko ISHIHARA et al. Conf.: 9337

Appl. No.: 09/431,875 Group: 2612

Filed: November 2, 1999 Examiner: Aung Soe MOE

For: SOLID-STATE IMAGE PICKUP APPARATUS CAPABLE OF READING OUT IMAGE SIGNALS WHILE THINNING THEM DOWN HORIZONTALLY AND SIGNAL READING METHOD THEREFOR

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 28, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 28, 2004 of the Primary Examiner finally rejecting claims 1-7.

This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicants hereby petition for an extension of three (3) months pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

An extension of two (2) months for responding to the Final Rejection was previously requested and paid for on June 23, 2004. Thus a fee of \$530.00 is required to obtain an

07/29/2004 JBALINAH 00000022 09431875

01 FC:1401 330.00 OP

02 FC:1253 530.00 OP

additional one (1) month for filing the Notice of Appeal.

Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

Large entity - \$330.00

Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$860.00.

Payment of the above TOTAL FEE is being made in the following manner:

A check in the amount of \$860.00 is enclosed.

Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Clint Verdin 4/1/035
Michael K. Mutter, #29,680

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Attachment